

"SPECIAL PROCESSING SUBMISSION"

FAX RECEIVED
 Attorney Docket No.
 72742 [00P244PS-US00]
 FEB 17 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
OFFICE OF PETITIONS

Applicant(s): Kaminagayoshi
 et al.

Application No.: 09/653,286

Filed: August 31, 2000

For: ENTERTAINMENT SYSTEM,
 ENTERTAINMENT APPARATUS,
 RECORDING MEDIUM, AND
 PROGRAM PROVIDING COLOR
 CODED DISPLAY MESSAGES

Examiner: Good Johnson,
 Motilewa

Group Art Unit: 2677

Confirmation No. 4293

**CERTIFICATE OF FACSIMILE
 TRANSMISSION**

I hereby certify that this paper is
 being facsimile transmitted to
 (571) 273-0025, addressed to Mail
 Stop 313(c), Commissioner for
 Patents, P.O. Box 1450, Alexandria,
 VA 22313-1450, on this date:

February 17, 2006

Date

Richard E. Wawrzyniak



**PETITION UNDER 37 C.F.R. § 1.313(c)
 TO WITHDRAW APPLICATION FROM ISSUE**

Mail Stop 313(c)
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

The Issue Fee for the above-identified patent application was paid on February 2, 2006. The application has not yet issued. Applicants just received a "Summons to Attend Oral Proceedings Pursuant to Rule 71(1) EPC," from a foreign patent office, with a newly cited reference in a corresponding foreign application and want to submit the information in an Information Disclosure Statement (IDS) in this application.

App. No.: 09/653,286
Petition under § 1.313(c)

Pursuant to 37 C.F.R. § 1.313(c)(2), Applicants hereby petition to withdraw the above-identified patent application from issue for consideration of the accompanying Request for Continued Examination (RCE) in compliance with § 1.114 and the accompanying Information Disclosure Statement (IDS). The accompanying IDS is provided herewith as the submission for the accompanying RCE.

Therefore, included herewith with this petition is:

(1) A Fee to cover the petition fee set forth in § 1.17(h), as well as the RCE fee set forth in § 1.17(e); **the Director is hereby authorized to charge all required fees to Deposit Account Number 06-1135 of Fitch, Even, Tabin & Flannery, Customer No. 22242.**

(2) A Request for Continued Examination (RCE) in compliance with § 1.114; please note that the RCE is in compliance with § 1.114(a)(1) even though the issue fee has already been paid because this petition under § 1.313 is being submitted herewith; and

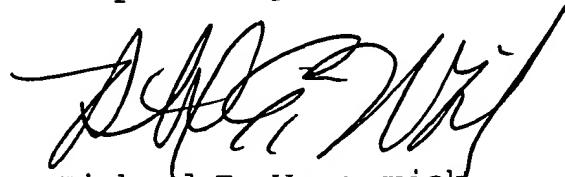
(3) An Information Disclosure Statement (IDS) submitted pursuant to § 1.97(b)(4) that includes two (2) cited references; this IDS is the submission for the accompanying RCE.

Applicants hereby petition and request that the application be withdrawn from issue and that the IDS and cited references be considered by the Examiner.

App. No.: 09/653,286
Petition under § 1.313(c)

Should the Office of Petitions or the Examiner have any questions or need any additional information, please telephone Richard E. Wawrzyniak at (858) 552-1311 so that such issues may be resolved as expeditiously as possible.

Respectfully submitted,



Richard E. Wawrzyniak

Reg. No. 36,048

Address all correspondence to:

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Fitch, Even, Tabin & Flannery
Intellectual Property Law

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OFFICE OF PETITIONS

F A C S I M I L E

To: Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FAX: (571) 273-0025 *RCE*

From: Richard E. Wawrzyniak, Reg. No. 36,048 (Tel. No. 858-552-1311)
Date: February 17, 2006

Application Serial No.: 09/653,286
Filing Date: August 31, 2000
Inventors: Kaminagayoshi et al.
Group Art Unit: 2677
Examiner: Good Johnson, Motilewa
Attorney Docket No.: 72742 [00P244PS-US00]
Pages: Seventeen (17)

Transmitted herewith for filing via facsimile:

**Petition Under 37 C.F.R. § 1.313(c) to Withdraw Application from Issue (3 pgs.),
Request for Continued Examination (RCE) Transmittal Form PTO/SB/30 (1 pg.),
Information Disclosure Statement (IDS) (2 pgs.), Form PTO/SB/08B in duplicate (2 pgs.),
European Communication dated February 8, 2006 (3 pgs.), one (1) additional cited
reference (5 pgs.), and fax cover sheet (1 pg.).**

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